

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**KWARTENG PRINCE OSEI,
Petitioner,**

CIVIL ACTION

v.

**UNITED STATES OF AMERICA,
Respondent.**

NO. 18-0063

ORDER

AND NOW, this 15th day of January, 2019, upon consideration of Motion for *Coram Nobis* Petition filed by *pro se* petitioner, Kwarteng Prince Osei (Document No. 1, filed March 15, 2018), Government's Response in Opposition to Petition for Writ of *Coram Nobis* (Document No. 3, filed Sept. 17, 2018), and the record in this case, for the reasons set forth in the accompanying Memorandum dated January 15, 2019, **IT IS ORDERED** that Motion for *Coram Nobis* Petition filed by *pro se* petitioner is **DENIED**.¹

IT IS FURTHER ORDERED that the Deputy Clerk shall serve copies of the Memorandum and Order dated January 15, 2019, on counsel for the Government and on *pro se* petitioner, Kwarteng Prince Osei, at his last known address.

Because *pro se* petitioner, Kwarteng Prince Osei, was removed from the United States to Ghana during the pendency of these proceedings, before the Government was served with a copy of the *coram nobis* petition, **IT IS FURTHER ORDERED** that the Government shall attempt to locate *pro se* petitioner in Ghana and serve him with copies of the Memorandum and Order within thirty (30) days, following which the Government shall file a certificate setting forth the

¹ "No certificate of appealability is necessary to appeal the denial of [a] petition for writ of *coram nobis*." *Deshields v. Smith*, 176 F. App'x 340, 342 n.1 (3d Cir. 2006) (citing *United States v. Baptiste*, 223 F.3d 188, 189 n.1 (3d Cir. 2000)).

details of service or its inability to locate and serve *pro se* petitioner. If additional time is required, it shall be requested within the thirty-day period.

BY THE COURT:

/s/ Hon. Jan E. DuBois

DuBOIS, JAN E., J.